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CHAPTER 13 STANDING TRUSTEE
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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA-OAKLAND DIVISION

In re: CHAPTER 13
CASE NO. 16-41032 WJL 13
THOMAS LAWRENCE SCAUBATO **JOINT PREHEARING STATEMENT FOR
TRUSTEE'S OBJECTION TO CONFIRMATION**
Debtor, **HEARING DATE:** August 18, 2016
TIME: 1:30 P.M.
LOCATION: COURTROOM 220

Nima Ghazvini, Staff Attorney for Martha Bronitsky, Chapter 13
Trustee, met and conferred telephonically with Debtor's Attorney
Patrick Forte, Esq. on August 2, 2016. The remaining issues at the
time of telephone conference were the following:

TRUSTEE'S OBJECTION(S)

1. Plan does not fund due to higher than schedule tax and mortgage
arrearage claims

OTHER

2. Motion to Dismiss for Failure to Make Plan Payments (up 8/23)

Debtor has been given funds from a friend to reinstate his mortgage
and avoid foreclosure. Debtor is awaiting confirmation of the amount
necessary to reinstate the loan and will pay the claim directly

1 outside chapter 13. Debtor will then move to voluntarily dismiss this
2 case.

3 The Trustee and Debtor previously agreed to the continuance of this
4 confirmation hearing which was originally set in July to give Debtor
5 time to reinstate his loan. Since Debtor no longer seeks chapter 13
6 relief, Trustee will request the court dismiss this case at the
7 hearing unless Debtor has already filed a voluntary motion to dismiss
8 at that time.

9
10 August 3, 2016
DATE

/s/NIMA GHAZVINI 5909
Nima Ghazvini, Esq.
Staff Attorney
Martha G. Bronitsky, Chapter 13 Trustee